

**IN THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

Claims 1-54 (Canceled).

Claim 55 (Currently Amended): A physiologically acceptable, transparent or translucent, anhydrous cosmetic composition, comprising:

at least one ester oil and at least one polymer;

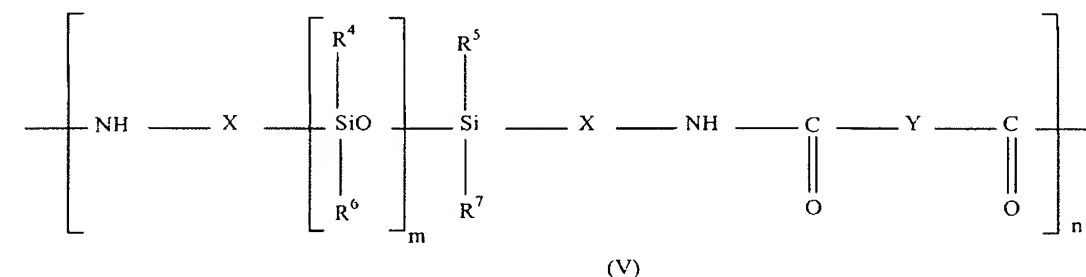
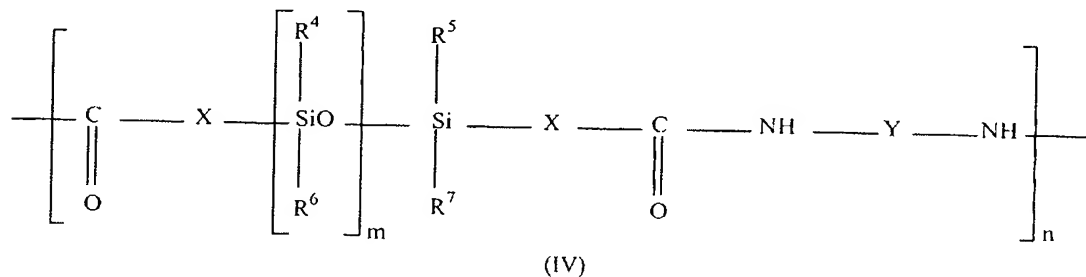
wherein the ester oil and the polymer are present in a liquid fatty phase;

the ester oil is an ester of ~~at least one monocarboxylic acid with at least one of a monoalcohol and a polyalcohol~~ formula (I):



wherein  $R_1$  and  $R_2$  are each independently a linear or branched alkyl radical having from 1 to 40 carbon atoms; and [[:]]

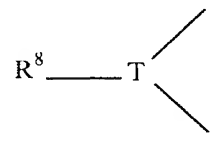
the polymer comprises at least one group of formula (IV) and (V):



wherein  $R^4$ ,  $R^5$ ,  $R^6$  and  $R^7$  are each independently a linear, branched or cyclic, saturated or unsaturated,  $C_1$ - $C_{40}$  hydrocarbon group that may contain one or more of an oxygen atom, a sulphur atom and a nitrogen atom, and may be partially or totally substituted with fluorine atoms; a  $C_6$  to  $C_{10}$  aryl group which may be substituted with one or more  $C_1$  to  $C_4$  alkyl groups; or a polyorganosiloxane chain which may contain one or more of an oxygen atom, a sulphur atom, and a nitrogen atom;

wherein X is at least one linear or branched  $C_1$  to  $C_{30}$  alkylenediyl group which may contain one or more of an oxygen atom and a nitrogen atom;

Y is a saturated or unsaturated,  $C_1$  to  $C_{50}$  linear or branched, divalent alkylene, arylene, cycloalkylene, alkylarylene or arylalkylene group which may comprise one or more of an oxygen atom, a sulphur atom and a nitrogen atom, and may be substituted by one or more of a fluorine atom, a hydroxyl group, a  $C_3$  to  $C_8$  cycloalkyl group, a  $C_1$  to  $C_{40}$  alkyl group, a  $C_5$  to  $C_{10}$  aryl group, a phenyl group which may be substituted with from 1 to 3  $C_1$  to  $C_5$  alkyl groups, a  $C_1$  to  $C_3$  hydroxyalkyl group and a  $C_1$  to  $C_6$  aminoalkyl group; or Y may be a group corresponding to the following formula:

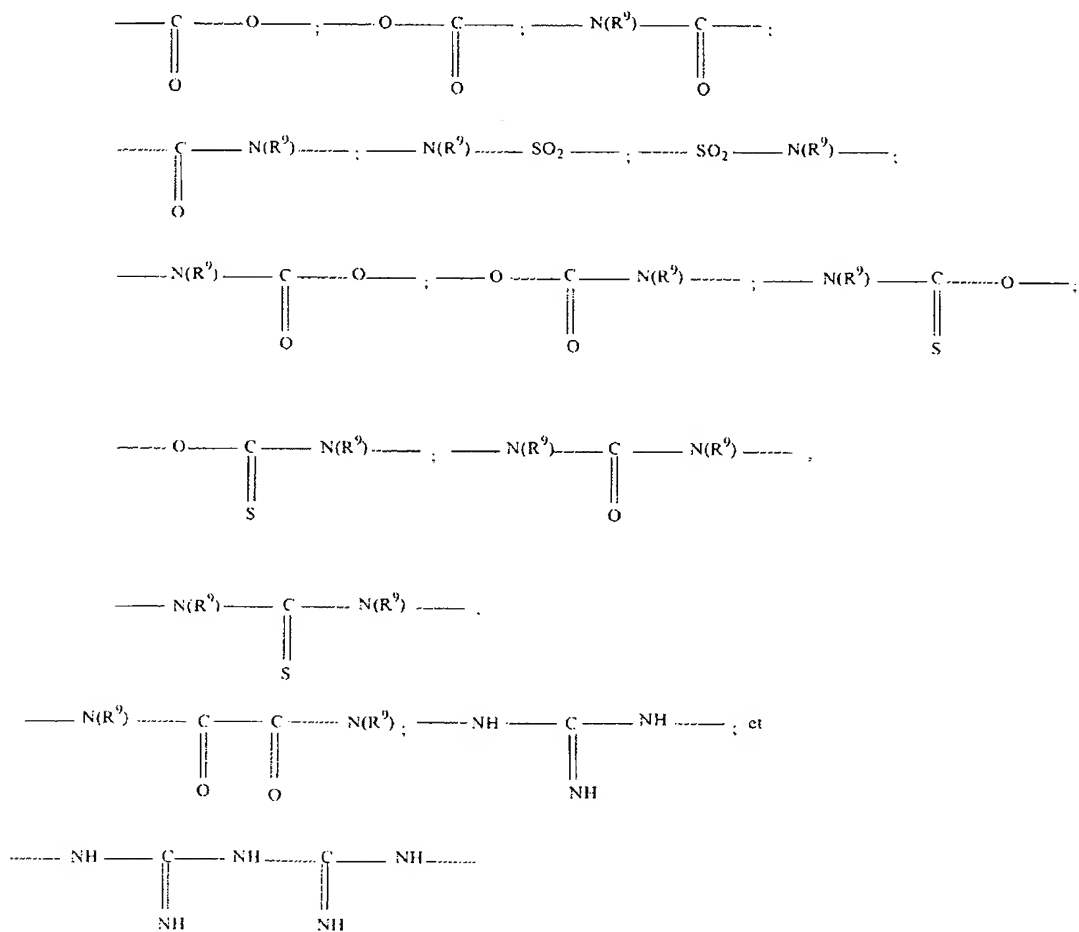


wherein T is a linear or branched, saturated or unsaturated,  $C_3$  to  $C_{24}$  trivalent or tetravalent, hydrocarbon group which may contain a polyorganosiloxane unit and may further contain one or more of an oxygen atom, a nitrogen atom and a sulphur atom, or T is a trivalent atom selected from the group consisting of N, P and Al; and and

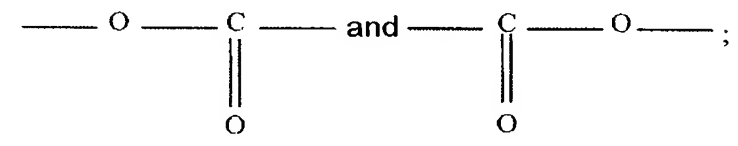
$R^8$  is a linear or branched  $C_1$  to  $C_{50}$  alkyl group or a polyorganosiloxane chain which may comprise one or more of an ester group, an amide group, a urethane group, a

thiocarbamate group, a urea, a thiourea, a sulphonamide group, and may be bonded to another chain of the polymer;

G is independently at least one divalent group selected from the group consisting of



wherein R<sup>9</sup> is a hydrogen atom or a linear or branched C<sub>1</sub> to C<sub>20</sub> alkyl group wherein at least 50% of the R<sup>9</sup> groups of the polymer are hydrogen atoms and at least two groups G are groups other than



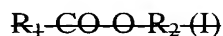
m is an integer of from 1 to 1000; and

n is an integer of from 2 to 500

~~has a weight average molecular mass of from 500 to 500,000 and contains (i) at least one polyorganosiloxane group comprising from 1 to 1,000 polymerized organosiloxane monomer units, wherein the polyorganosiloxane group is present in at least one of the chain of the polymer and grafted to the polymer, and (ii) at least two hydrogen bonding groups selected from the group consisting of an ester, an amide, a sulphonamide, a carbamate, a thiocarbamate, a urea, a urethane, a thiourea, an oxamido group, a guanidine group, a biguanidino group, and combinations thereof; and~~

~~the polymer is solid at room temperature and soluble in the liquid fatty phase at a temperature of from 25 to 250°C.~~

Claim 56 (Currently Amended): The cosmetic composition according to claim 55, wherein the ester oil is of formula (I):



wherein ~~R<sub>1</sub> and R<sub>2</sub> are each independently a linear or branched alkyl radical having from 1 to 40 carbon atoms~~ wherein R<sub>2</sub> has from 7 to 19 carbon atoms, and R<sub>1</sub> has from 3 to 30 carbon atoms.

Claim 57. (Currently Amended): The cosmetic composition of claim 56, wherein R<sub>1</sub> has from ~~7 to 19~~ 1 to 40 carbon atoms, and R<sub>2</sub> has from 3 to ~~[[30]]~~ 40 carbon atoms.

Claim 58 (Withdrawn -- Currently Amended): The cosmetic composition of Claim ~~[[56]]~~ 55, wherein R<sub>1</sub> and R<sub>2</sub> each independently comprise one or more ethylenic double bonds and may be substituted.

Claim 59 (Currently Amended): The cosmetic composition of claim [[56]] 55, wherein  $R_1$  is a fatty acid residue having from 3 to 40 carbon atoms, and  $R_2$  is a linear or branched hydrocarbon chain having from 1 to 40 carbon atoms.

Claim 60 (Currently Amended): The cosmetic composition of Claim [[56]] 55, wherein  $R_1$  is a fatty acid residue having from 7 to 19 carbon atoms and  $R_2$  is a linear or branched hydrocarbon chain having from 3 to 30 carbon atoms.

Claim 61 (Withdrawn -- Currently Amended): The cosmetic composition of Claim [[56]] 55, wherein  $R_1$  is derived from a fatty acid selected from the group consisting of acetic acid, propionic acid, butyric acid, caproic acid, caprylic acid, pelargonic acid, capric acid, undecanoic acid, lauric acid, myristic acid, palmitic acid, stearic acid, isostearic acid, arachidic acid, behenic acid, oleic acid, linolenic acid, linoleic acid, oleostearic acid, arachidonic acid, erucic acid, and mixtures thereof.

Claim 62 (Withdrawn): The cosmetic composition according to Claim 61, wherein  $R_1$  is an unsubstituted branched alkyl group having from 4 to 14 carbon atoms and  $R_2$  is an unsubstituted branched alkyl group having from 5 to 15 carbon atoms.

Claim 63 (Withdrawn): The cosmetic composition according to Claim 61, wherein  $R_1$  is an unsubstituted branched alkyl group having from 8 to 10 carbon atoms, and  $R_2$  is an unsubstituted branched alkyl group having from 9 to 11 carbon atoms.

Claim 64 (Currently Amended): The cosmetic composition of Claim [[56]] 55, wherein R<sub>1</sub>-CO- and R<sub>2</sub> have the same number of carbon atoms and are derived from the same radical.

Claim 65 (Currently Amended): The cosmetic composition of Claim [[56]] 55, wherein the total number of carbon atoms in groups R<sub>1</sub> and R<sub>2</sub> of formula I is greater than or equal to 9.

Claim 66 (Currently Amended): The cosmetic composition of Claim [[56]] 55, wherein the ester oil is selected from the group consisting of isononyl isononanoate, isostearyl isostearate, and mixtures thereof.

Claim 67 (Withdrawn -- Currently Amended): The cosmetic composition according to Claim 55, wherein the ester oil is at least one selected from the group consisting of cetostearyl octanoate, ~~isopropyl myristate~~, 2-ethylhexyl palmitate, 2-octyldodecyl stearate, 2-octyldodecyl erucate, and mixtures thereof.

Claim 68 (Previously Presented): The cosmetic composition according to Claim 55, wherein the fatty phase comprises from 0.5 to 80% by weight of the ester oil based on the total weight of the fatty phase.

Claim 69 (Previously Presented): The cosmetic composition according to Claim 68, wherein the fatty phase comprises from 2 to 50% by weight of the ester oil.

Claim 70 (Previously Presented): The cosmetic composition according to Claim 68, wherein the fatty phase comprises from 2 to 40% by weight of the ester oil.

Claim 71 (Previously Presented): The cosmetic composition according to Claim 55, wherein the fatty phase comprises only the ester oil and no other oil.

Claim 72 (Previously Presented): The cosmetic composition according to Claim 55, wherein the fatty phase comprises only one ester oil.

Claim 73 (Previously Presented): The cosmetic composition according to Claim 55, wherein the fatty phase comprises only isononyl isononanoate as the ester oil.

Claim 74 (Withdrawn): The cosmetic composition according to Claim 55, wherein the liquid fatty phase further comprises at least one silicone oil.

Claim 75 (Withdrawn): The cosmetic composition according to Claim 55, wherein the liquid fatty phase comprises at least one volatile oil having a flash point of from 35 to 135°C.

Claim 76 (Withdrawn): The cosmetic composition according to Claim 55, wherein the liquid fatty phase further comprises at least one volatile oil having a vapor pressure of from 0.01 to 300 mmHg.

Claim 77 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is at least one selected from the group consisting of isododecane, isoheptadecane, a C<sub>8</sub>-C<sub>16</sub> isoparaffin, isohexyl neopentanoate, and isodecyl neopentanoate.

Claim 78 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is at least one selected from the group consisting of isododecane, octyltrimethicone, hexyltrimethicone, decamethylcyclopentasiloxane D5, octamethylcyclotetrasiloxane D4, dodecamethylcyclohexanesiloxane D6, heptamethyloctyltrisiloxane, decamethyltetrasiloxane, dodecamethylpentasiloxane, a polydimethylsiloxane having a viscosity of 1.5 cSt at 25°C, a polydimethylsiloxane having a viscosity of 2 cSt at 25°C, and a polydimethylsiloxane having a viscosity of 3 cSt at 25°C, a polydimethylsiloxane having a viscosity of 5 cSt at 25°C.

Claim 79 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is at least one selected from the group consisting of a perfluoropolyether, a perfluoroalkane, a perfluoroadamantane, an ester of a perfluoroalkyl phosphate, and a fluorinated ester oil.

Claim 80 (Withdrawn): The cosmetic composition according to Claim 74, wherein the liquid fatty phase comprises a nonvolatile silicone oil.

Claim 81 (Withdrawn): The cosmetic composition according to Claim 74, wherein the silicone oil is present in an amount of at least 1% by weight in the liquid fatty phase.



Claim 82 (Withdrawn): The cosmetic composition according to Claim 74, wherein the silicone oil is present in an amount of at least 5% by weight in the liquid fatty phase.

Claim 83 (Withdrawn): The cosmetic composition according to Claim 74, wherein the silicone oil is present in an amount of from 10 to 90% by weight in the liquid fatty phase.

Claim 84 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is present in an amount of from 3 to 89.4% by weight of the total weight of the composition.

Claim 85 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is present in an amount of from 5 to 60% by weight of the total weight of the composition.

Claim 86 (Withdrawn): The cosmetic composition according to Claim 75, wherein the volatile oil is present in an amount of from 5 to 10% by weight of the total weight of the composition.

Claim 87 (Previously Presented): The cosmetic composition according to Claim 55, further comprising solid particles of at least one selected from the group consisting of a filler, a pearlescent pigment, and a non-pearlescent pigment.

Claim 88 (Previously Presented): The composition according to Claim 87, comprising a pigment selected from the group consisting of a zinc oxide, an iron oxide, and a titanium oxide.

Claim 89 (Canceled):

Claim 90 (Canceled):

Claim 91 (Canceled):

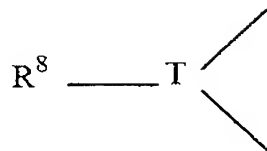
Claim 92 (Canceled):

Claim 93 (Canceled):

Claim 94 (Canceled):

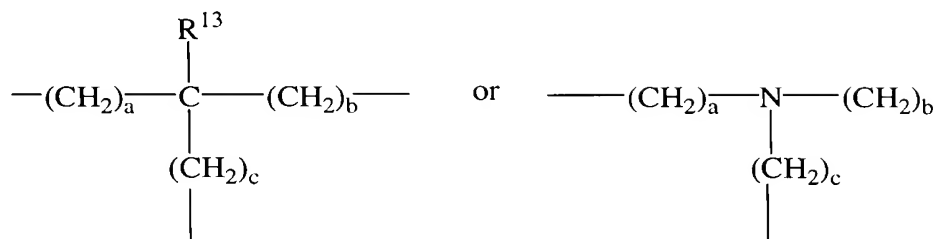
Claim 95 (Currently Amended): The cosmetic composition according to Claim [[89]] 55, wherein at least one of X and Y is an alkylene group comprising an alkylene portion having at least one group selected from the group consisting of an amide group, a urea group, a urethane group, a carbonate group, a C<sub>5</sub> or C<sub>6</sub> cycloalkyl group, a phenylene group that may be substituted with one or both of from 1 to 3 identical or different C<sub>1</sub> to C<sub>3</sub> alkyl groups, a hydroxyl group, a C<sub>3</sub> to C<sub>8</sub> cycloalkyl group, a C<sub>1</sub> to C<sub>40</sub> alkyl group, a phenyl group that may be substituted with 1 to 3 C<sub>1</sub> to C<sub>3</sub> alkyl groups, a C<sub>1</sub> to C<sub>3</sub> hydroxyalkyl group, and a C<sub>1</sub> to C<sub>6</sub> aminoalkyl group.

Claim 96 (Withdrawn -- Currently Amended): The cosmetic composition according to Claim [[89]] 55, wherein Y is a group of formula:



wherein  $R^8$  is a polyorganosiloxane; and

T is a group of formula:



wherein a, b and c are independently integers of from 1 to 10 and  $R^{13}$  is at least one of a hydrogen atom or a linear, branched or cyclic, saturated or unsaturated,  $C_1$ - $C_{40}$  hydrocarbon group that may contain one or more of an oxygen atom, a sulphur atom and a nitrogen atom, and may be partially or totally substituted with fluorine atoms; a  $C_6$  to  $C_{10}$  aryl group which may be substituted with one or more  $C_1$  to  $C_4$  alkyl groups; and a polyorganosiloxane chain which may contain one or more of an oxygen atom, a sulphur atom, and a nitrogen atom.

Claim 97 (Currently Amended): The cosmetic composition according to Claim [[89]] 55, wherein  $R^4$ ,  $R^5$ ,  $R^6$  and  $R^7$  are each independently a linear or branched  $C_1$  to  $C_{40}$  alkyl group.

Claim 98 (Currently Amended): The cosmetic composition according to Claim [[89]] 55, wherein  $R^4$ ,  $R^5$ ,  $R^6$ , and  $R^7$  are each independently selected from the group consisting of  $CH_3$ ,  $C_2H_5$ ,  $n$ - $C_3H_7$ ,  $i$ - $C_3H_7$ , a polyorganosiloxane, and a phenyl group which may be substituted with from 1 to 3  $CH_3$  or  $C_2H_5$  groups.

Claim 99 (Canceled):

Claim 100 ((Canceled):

Claim 101 (Canceled):

Claim 102 (Canceled):.

Claim 103 (Canceled):

Claim 104 (Canceled):

Claim 105 (Canceled):

Claim 106 (Canceled):

Claim 107 (Previously Presented): The cosmetic composition according to Claim 55, wherein the polymer is present in an amount of from 0.5 to 80% by weight of the total weight of the composition.

Claim 108 (Previously Presented): The cosmetic composition according to Claim 55, wherein the polymer is present in an amount of from 2 to 60% by weight of the total weight of the composition.

Claim 109 (Previously Presented): The cosmetic composition according to Claim 55, wherein the polymer is present in an amount of from 5 to 40% by weight of the total weight of the composition.

Claim 110 (Withdrawn): The cosmetic composition according to Claim 55, wherein the liquid fatty phase further comprises a non-silicone oil.

Claim 111 (Previously Presented): The cosmetic composition according to Claim 55, wherein the liquid fatty phase is from 5 to 95% of the total weight of the composition.

Claim 112 (Previously Presented): The cosmetic composition according to Claim 55, wherein the liquid fatty phase is from 20 to 75% by weight of the total weight of the composition.

Claim 113 (Previously Presented): The cosmetic composition according to Claim 55, further comprising a coloring matter.

Claim 114 (Previously Presented): The cosmetic composition according to Claim 55, in the form of a transparent or translucent, rigid gel or a transparent anhydrous stick.

Claim 115 (Previously Presented): A solid, transparent or translucent make-up, comprising:

the cosmetic composition of Claim 55 and at least one pigment.

Claim 116 (Previously Presented): The cosmetic composition according to Claim 55, which is self-supporting.

Claim 117 (Previously Presented): The cosmetic composition according to Claim 56, which is self-supporting.

Claim 118 (Previously Presented): The cosmetic composition according to Claim 55, in the form of at least one selected from the group consisting of a cake mascara, an eyeliner, a foundation, a lipstick, a blusher, a make-up-removing product, a make-up product for the body, an eyeshadow, a face powder and a concealer product.

Claim 119 (Previously Presented): The cosmetic composition according to Claim 56, in the form of at least one selected from the group consisting of a cake mascara, an eyeliner, a foundation, a lipstick, a blusher, a make-up-removing product, a make-up product for the body, an eyeshadow, a face powder and a concealer product.

Claim 120 (Previously Presented): A transparent or translucent make-up stick comprising the cosmetic composition according to Claim 55.

Claim 121 (Previously Presented): A transparent or translucent make-up stick comprising the cosmetic composition according to Claim 56.

Claim 122 (Withdrawn): A method for treating the keratinous material of a human, comprising:

applying the cosmetic composition according to Claim 55 to the keratinous material of the human.

Claim 123 (Withdrawn): A method for making a cosmetic product, comprising:

mixing a polymer with a physiologically acceptable liquid cosmetic composition to form a self-supporting solid cosmetic composition;

wherein the polymer is mixed with the liquid cosmetic composition in an amount effective for forming a self-supporting solid having a hardness of from 20 to 2,000 gf;

the polymer has a weight average molecular mass of from 500 to 5,000 and comprises at least polyorganosiloxane group comprising from 1 to 1,000 polymerized organosiloxane monomer units, wherein the polymerized organosiloxane monomer units may be present in the chain of the polymer or may be grafted to the polymer, and at least two groups selected from the group consisting of an ester, an amide, a sulphonamide, a carbamate, a thiocarbamate, a urea, a urethane, a thiourea, an oxamido group, a guanidine group, a biguanidino group, and combinations thereof;

the liquid cosmetic composition comprises a liquid fatty phase comprising an ester oil, wherein the ester oil is an ester of a monocarboxylic acid with at least one of a monoalcohol and a polyalcohol;

the polymer is solid at room temperature and is soluble in the liquid fatty phase at a temperature of from 25 to 250°C;

wherein mixing the liquid cosmetic composition and the polymer forms the self-supporting solid cosmetic composition.

Claim 124 (Withdrawn): The method of Claim 123, wherein the liquid cosmetic composition contains a liquid continuous fatty phase.

Claim 125 (Withdrawn): The method of Claim 123, wherein the ester oil has a flash point of 40°C or greater.

Claim 126 (Withdrawn): The method according to Claim 123, wherein the ester oil is of formula (I):



wherein  $R_1$  and  $R_2$  are each independently a linear or branched alkyl radical having from 1 to 40 carbon atoms.

Claim 127 (Withdrawn): The method of Claim 126, wherein  $R_1$  has from 7 to 19 carbon atoms, and  $R_2$  has from 3 to 30 carbon atoms.

Claim 128 (Withdrawn): The method of Claim 126, wherein  $R_1$  and  $R_2$  each independently comprise one or more ethylenic double bonds and may be substituted.

Claim 129 (Withdrawn): The method of Claim 126, wherein  $R_1$  is a fatty acid residue having from 3 to 40 carbon atoms, and  $R_2$  is a linear or branched hydrocarbon chain having from 1 to 40 carbon atoms.

Claim 130 (Withdrawn): The method according to Claim 126, wherein  $R_1$  is a fatty acid residue having from 7 to 19 carbon atoms and  $R_2$  is a linear or branched hydrocarbon chain having from 3 to 30 carbon atoms.



Claim 131 (Withdrawn): The method according to Claim 126, wherein  $R_1$  is derived from a fatty acid selected from the group consisting of acetic acid, propionic acid, butyric acid, caproic acid, caprylic acid, pelargonic acid, capric acid, undecanoic acid, lauric acid, myristic acid, palmitic acid, stearic acid, isostearic acid, arachidic acid, behenic acid, oleic acid, linolenic acid, linoleic acid, oleostearic acid, arachidonic acid, erucic acid, and mixtures thereof.

Claim 132 (Withdrawn): The method according to Claim 131, wherein  $R_1$  is an unsubstituted branched alkyl group having from 4 to 14 carbon atoms and  $R_2$  is an unsubstituted branched alkyl group having from 5 to 15 carbon atoms.

Claim 133 (Withdrawn): The method according to Claim 131, wherein  $R_1$  is an unsubstituted branched alkyl group having from 8 to 10 carbon atoms, and  $R_2$  is an unsubstituted branched alkyl group having from 9 to 11 carbon atoms.

Claim 134 (Withdrawn): The method according to Claim 126, wherein  $R_1$ -CO- and  $R_2$  have the same number of carbon atoms and are derived from the same radical.

Claim 135 (Withdrawn): The method according to Claim 126, wherein the total number of carbon atoms in groups  $R_1$  and  $R_2$  of formula I is greater than or equal to 9.

Claim 136 (Withdrawn): The method according to Claim 126, wherein the ester oil is selected from the group consisting of isononyl isononanoate, isostearyl isostearate, and mixtures thereof.

Claim 137 (Withdrawn): The method according to Claim 126, wherein the ester oil is at least one selected from the group consisting of cetostearyl octanoate, isopropyl myristate, 2-ethylhexyl palmitate, 2-octyldodecyl stearate, 2-octyldodecyl erucate, and mixtures thereof.

Claim 138 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises from 0.5 to 80% by weight of the ester oil based on the total weight of the fatty phase.

Claim 139 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises from 2 to 50% by weight of the ester oil.

Claim 140 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises from 2 to 40% by weight of the ester oil.

Claim 141 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises only the ester oil and no other oil.

Claim 142 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises only one ester oil.

Claim 143 (Withdrawn): The method according to Claim 126, wherein the fatty phase comprises only isononyl isononanoate as the ester oil.

Claim 144 (Withdrawn): The method according to Claim 126, wherein the liquid fatty phase further comprises at least one silicone oil.

Claim 145 (Withdrawn): The method according to Claim 126, wherein the liquid fatty phase comprises at least one volatile oil having a flash point of from 35 to 135°C.

Claim 146 (Withdrawn): The method of Claim 126, wherein the self-supporting solid cosmetic composition has a hardness of from 20 to 900 gf.

Claim 147 (Withdrawn): The method of Claim 123, wherein the self-supporting solid cosmetic composition has a hardness of from 20 to 600 gf.

Claim 148 (Withdrawn): The method of Claim 123, wherein the self-supporting solid cosmetic composition comprises one or more pigments and is at least one of transparent and translucent.

Claim 149 (Withdrawn): The method of Claim 123, wherein the liquid cosmetic composition consists of an ester oil that is an ester of a monocarboxylic acid with at least one of a monoalcohol and a polyalcohol.

Claim 150 (Withdrawn): The method of Claim 122, wherein the applying includes depositing a pigment on the keratinous materials.

Claim 151 (New): The cosmetic composition according to claim 55, wherein m is an integer from 15 to 100.